

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

MAIL BOXES ETC., INC.,	:	CIVIL ACTION NO. 06-507 (MLC)
	:	
Plaintiff,	:	<b>MEMORANDUM OPINION</b>
	:	
v.	:	
	:	
MARTIN SENOFF,	:	
	:	
Defendant.	:	
_____	:	

**THIS MATTER** arising on the defendant's motion, inter alia, under Federal Rule of Civil Procedure ("Rule") 12(b)(3) to dismiss the complaint for improper venue (dkt. entry no. 27); and the plaintiff now submitting a "Notice Of Dismissal Pursuant To Federal Rule of Civil Procedure 41(a)(1)" (dkt. entry no. 34); and thus the Court intending to (1) deny the motion without prejudice, and (2) dismiss the complaint under Rule 41(a); and for good cause appearing, the Court will issue an appropriate order and judgment.

\_\_\_\_\_  
s/ Mary L. Cooper  
**MARY L. COOPER**  
United States District Judge